IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

WP(C).No. 27946 of 2003(B)

PETITIONER:

ARASI VIJAYAKUMAR,
`DHRUVAM', THIRUVALLAM P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.P.GOPALAKRISHNAN NAIR

RESPONDENTS:

1. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE CORPORATION OF THIRUVANANTHAPURAM,
REPRESENTED BY THE SECRETARY, THIRUVANANTHAPURAM.

3. N.RAJASEKHARAN NAIR,
SOUTH OVER BRIDGE, M.G.ROAD, THIRUVANANTHAPURAM.

R2 BY ADV. SRI.N.NANDAKUMARA MENON,SC,TVM CORPN.
R1 BY ADV. SRI.MATHEW G. VADAKKEL,GOVERNMENT PLEADER
R3 BY ADV. SRI.J.JAYAKUMAR
SRI.N.R.SURESH KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC : 27946/2003

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 : TRUE COPY OF THE ORDER GO(Rt) NO.336/2000/LSGD DT.22.1.2000.

EXT.P2 : TRUE COPY OF THE JUDGMENT IN OP NO.33093/2000 OF THIS HON'BLE COURT DT.27.3.01.

EXT.P3 : TRUE COPY OF THE REPRESENTATION FILED BY THE PETITIONER BEFORE THE GOVERNMENT ON 8.4.03.

EXT.P4 : TRUE COPY OF THE LETTER NO.19724/E2/01/LSGD DT.7.8.03.

EXT.P5 : TRUE COPY OF THE ORDER GO(Rt) NO.2600/03/LSGD DT.16.7.03.

RESPONDENT'S EXHIBITS:

EXT.R3(A) : TRUE COPY OF THE JUDGMENT DT.10.6.03 IN WPC 17641/03.

EXT.R3(B) : TRUE COPY OF THE ORDER DT.4.9.03 ISSUED BY THE MUNSIFF'S COURT, THIRUVANANTHAPURAM IN AN INJUCTION PETITION IN OS NO.1362 OF 2003 FILED BY THE PETITIONER.

EXT.R3(C) : TRUE COPY OF THE ORDER OF INJUCTION DT.16.6.03 PASSED BY THE MUNSIFF'S COURT, THIRUVANANTHAPURAM IN OS NO.961 OF 2003 FILED BY THE 3RD RESPONDENT.

EXT.R3(D) : TRUE COPY OF THE NOTICE DT.9.6.03 ISSUED TO THE PETITIONER BY THE 2ND RESPONDENT.

EXT.R3(E) : TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DT.16.7.03

EXT.R3(F) : TRUE COPY OF THE APPROVED PLAN OF THE SHOP BUILDING.

EXT.R3(G) : TRUE COPY OF THE CERTIFICATE ISSUED BY THE 2ND REPSONDENT DT.31.12.99.

EXT.R3(H) : TRUE COPY OF THE COMMISSION REPORT FILED BY THE ADVOCATE COMMISSIONER IN OP NO.10712/99 DT.3.5.99.

V.RAMKUMAR, J.

W.P.(C)Nos.27946/03 (B) & 33654/03(F)

DATED THIS THE 6th DAY OF NOVEMBER, 2006

O R D E R

Since Justice Thottathil B.Radhakrishnan, avoided these matters, who is not now holding jurisdiction over the subject-matter of Municipalities, these writ petitions may be placed before the Hon'ble Chief Justice for being posted before the appropriate Bench hearing the matters concerning Municipalities.

V.RAMKUMAR, JUDGE.

dsn